

2622/AM PATENT 9390-5000

PATENT ATTORNEY DOCKET NO.: 049390-5002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

	In re A	pplicati	ion of:)	
	Shuji K	KUHAR	RA, et a	l.)	Confirmation No.: 7761
,	Applic	ation N	o.: 09/5	556,459)	Group Art Unit: 2622
•	Filed:	Apri	il 24, 20	000)	Examiner: T. Lamb
	For:			ND APPA G PHOTO		FOR IC PRINT)	
	Randol 401 Du	mer Wi lph Bui ulany St udria, V	lding treet	Mail Stop	p Amend	ment		
	Sir:							
		Ī	REQUI	EST FOR	RECON	SIDERAT	TION T	TRANSMITTAL FORM
•	1.			erewith is 12, 2005.		for Recons	ideratio	on responding to the Office Action
•	2.	Additio	onal pa	pers enclo	sed:			
			Inform Inform Inform Inform Inform Inform Inform Inform Information Informatio	nation Dis PTO-1449 ons ration of E ssion of "	closure S , re Biological Sequence	ferences in Deposit Listing", o	cluded	ection) er readable copy and/or amendment ion containing nucleotide and/or amino
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3.	Extens	Extension of Time										
	The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.											
		Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.										
	\boxtimes			e, the fees for which are set out in f months checked below:								
		Total Months Requested one month two months three months four months Extension of time fe	Fee for <u>Extension</u> \$ 120.00 \$ 450.00 \$ 1,020.00 \$ 1,590.00 see due with this reques	[Fee for Small <u>Entity]</u> \$ 60.00 \$ 225.00 \$ 510.00 \$ 795.00								
	\boxtimes	If an additional extension of time is required, please consider this a Petition therefor.										
		An extension formonths has already been secured and the fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested.										
4.	Constructive Petition											
	\boxtimes	EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire										

pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with

37 C.F.R. § 1.136(a)(3).

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5. <u>Fee Calculation</u> (37 C.F.R. §1.16)

CLAIMS AS AMENDED								
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees		
Total Claims (37 C.F.R. §1.16(c))	6	0	x \$50 each=	+ \$ 0.00				
Independent Claims (37 C.F.R.§1.16(b))	4	minus	4	0	x \$200 each=	+ \$0.00		
[] First presentation of Multiple dependent claim(s) \$360.00								
SUB-TOTAL =								
Reduction by ½ for filing by a small entity								
TOTAL FEE =								

6. Fee Payment

	No	fee	is	to	be	paid	at	this	time.
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- The Commissioner is hereby authorized to charge <u>1,020.00</u> for the three-month extension of time fee to Deposit Account No. 50-0310.
- The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated July 8, 2005

By: David Hardy
Reg. No. 47,362

CUSTOMER NO. 09629

MORGAN, LEWIS & BOCKIUS LLP 1111 Pennsylvania Avenue, N.W. Washington, D.C. 20004

Telephone: (202) 739-3000